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In re Application of: :
FUNG, Jinming, et al. :
U.S. Application No.: 10/580,374 :
PCT No.: PCT/CN04/01335 :
Int'l Filing Date: 23 November 2004 :
Priority Date: 28 November 2003 :
Atty Docket No.: INNP 2 00061 :
For: INK CARTRIDGE :

DECISION ON SECOND
RENEWED PETITION
(37 CFR 1.47(a))

This decision is issued in response to applicants' second renewed petition under 37 CFR 1.47(a) and filed 17 December 2007. No additional petition fee is required.

BACKGROUND

The procedural background for the present application was set forth in the decisions mailed herein on 16 July 2007 and 23 October 2007. These decisions dismissed applicants' original and first renewed petitions under 37 CFR 1.47(a) for failure to satisfy the requirements of a grantable petition.

The 23 October 2007 decision dismissing applicants' renewed petition indicated that the declaration requirement for a grantable petition under 37 CFR 1.47(a) had not been satisfied. Specifically, the decision required resolution of a discrepancy between the name of the first inventor listed on the filed declaration (Jinming FENG) and the name of record for this inventor, as set forth on the published international application (Jinming FUNG).

On 17 December 2007, applicants filed the second renewed petition considered herein.

DISCUSSION

The present submission indicates that the listing of the non-signing inventor as Jinming FENG in the declaration filed herein was the result of a typographical error, and that the correct name of this inventor is Jinming FUNG, as set forth in the international application. The present submission is accompanied by a revised declaration that properly identifies the non-signing inventor as Jinming FUNG, includes an unsigned signature block for the non-signing inventor, and has been newly executed by the co-operating inventor, Qingguo XIAO. This declaration may be accepted as having been signed by the co-operating inventor on his own behalf and on behalf of the non-signing inventor.

Based on the above, applicants have satisfied the final requirement for a grantable petition under 37 CFR 1.47(a).

CONCLUSION

The renewed petition under 37 CFR 1.47(a) is **GRANTED**. The application is accepted without the signature of non-signing inventor Jinming FUNG.

A notice of the acceptance of the application will be published in the Official Gazette, and a letter informing the non-signing inventor of the application will be forwarded to the inventor's last-known address, as set forth in the petition.

The application is being referred to the National Stage Processing Branch of the Office of PCT Operations for further processing. The date under 35 U.S.C. 371(c)(1), (c)(2), and (c)(4) is 17 December 2007.



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